

REMARKS

Claims 2, 8, 10, 13-18 and 20 are pending in this application. The Office Action rejects claims 2, 8, 10, 13, 14, 16 and 18 under 35 U.S.C. §112, first paragraph. By this Amendment, claims 2, 13, 15, 17, and the specification are amended. No new matter is added.

Entry of the amendments is proper under 37 CFR §1.116 since the amendments: (a) place the application in condition for allowance (for the reasons discussed herein); (b) do not raise any new issue requiring further search and/or consideration (as the amendments amplify issues previously discussed throughout prosecution); (c) satisfy a requirement of form asserted in the previous Office Action; (d) do not present any additional claims without canceling a corresponding number of finally rejected claims; and (e) place the application in better form for appeal, should an appeal be necessary. The amendments are necessary and were not earlier presented because they are made in response to arguments raised in the final rejection. Entry of the amendments is thus respectfully requested.

I. Advisory Action

Applicants thank the Examiner for indicating in the August 25, 2006 Final Rejection, that the amendments and remarks filed on July 24, 2006 overcame the §112, second paragraph rejection. Applicants also acknowledge the December 5, 2006, Advisory Action, which indicated that the amendments in the November 24, 2006, Amendment After Final Rejection were not entered. Applicants hereby re-submit those amendments and remarks with minor changes in order to obviate the 35 U.S.C. §112, first paragraph rejection first asserted in the August 25, 2006 Final Rejection, and maintained in the December 5, 2006, Advisory Action.

Claim 2 is amended to clarify the intended acidic additives, and thus recites "comprises at least one of *orthophosphoric acid* at a concentration ranging from .1% to 1.0%,

and *phosphonic acid* at a concentration ranging from .001% to .01%." Claim 2, as amended, is thus no longer directed to an entire genus, but rather to specific exemplary compounds, and satisfies 35 U.S.C. §112. Claims 13 and 17 are amended to correct typographical errors, and claim 15 is amended to correct its dependency. The specification is amended to correct a typographical error on page 7, line 20, wherein the term "ortho-phosphoric" is replaced by the term "phosphonic." Support for this amendment is found on page 7, lines 7-16, on page 23, lines 16-23, and in Figure 1, for example. The term "phosphonoic" should be "phosphonic" and the specification is also amended on pages 7 and 23 to correct this typographical error.

Reconsideration and allowance of this application is respectfully requested.

II. Rejection under 35 U.S.C. §112, First Paragraph

As discussed above, the Office Action rejects claims 2, 8, 10, 13, 14, 16 and 18 under 35 U.S.C. §112, first paragraph. Although Applicants do not necessarily agree with the rejection, Applicants hereby amend claim 2 to recite "comprises at least one of *orthophosphoric acid* at a concentration ranging from .1% to 1.0%, and *phosphonic acid* at a concentration ranging from .001% to .01%." Claim 2, as amended, is thus no longer directed to an entire genus, but rather to specific exemplary compounds, and satisfies the written description requirement of 35 U.S.C. §112.

For at least the foregoing reasons, claims 2, 8, 10, 13, 14, 16 and 18 satisfy the requirements of 35 U.S.C. §112. Reconsideration and withdrawal of the application is respectfully requested.

III. Conclusion

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of the claims are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



James A. Oliff
Registration No. 27,075

Ryan C. Cady
Registration No. 56,762

JAO:RCC/amw

Date: February 21, 2007

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

<p>DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p>
--